

**PATENT**

Application Serial No. 10/037,630

Filing Date: January 3, 2002

Examiner Paul D. Marcantoni; Group Art Unit 1755

Attorney Docket No. 72425.0105

**THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re the United States Patent Application of  
Applicant: J. Blake Scott

Serial No.: 10/037,630

Examiner: Paul D. Marcantoni

Filing Date: January 3, 2002

Group Art Unit: 1755

Priority Date: August 10, 2001

For: **INCORPORATION OF DRILLING CUTTINGS  
INTO STABLE LOAD-BEARING STRUCTURES****CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8 (a)**

I hereby certify that the enclosed (i) Applicant's Response To United States Patent and Trademark Office Examiner's Action Under 37 CFR § 1.111 and (ii) Request for Continued Examination (RCE) are being deposited on the date identified below with the United States Postal Service as first-class mail in an envelope properly addressed to "Mail Stop AMENDMENT — FEES, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450."

July 26, 2004  
Date of Certificate  
John S. Child, Jr.**PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. § 1.136(a)**

An United States Patent and Trademark Office Examiner's Action was mailed on March 26, 2004, and had a deadline for reply of three (3) months, i.e., until June 26, 2004. Applicant hereby petitions for a one (1) month extension of time for filing this Response, or until July 26, 2004, and encloses a Fee Transmittal for F/Y 2004 and check totaling \$440.00, which includes \$55.00 for the Extension Fee.

Respectfully submitted,

  
John S. Child, Jr.  
PTO Registration No. 28,833**AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT**

In the event a fee is required and is not enclosed, or the check is improper, or the fee calculation is in error, the Commissioner is authorized to charge any under payment or credit any overpayment to the account of the undersigned attorneys, Account No. 04-1406. Duplicate copies of this sheet and of the Fee Transmittal are enclosed for fee-processing, if necessary.

  
John S. Child, Jr.**REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 C.F.R. § 1.114**

In compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, Applicant is submitting herewith a Request for Continued Examination. A Fee Transmittal for F/Y 2004 is enclosed, together with a check totaling \$440.00, which includes the \$385.00 fee for the Request for Continued Examination (RCE). The Examiner is authorized to call the undersigned attorney at the telephone number listed below.

Respectfully submitted,

DANN DORFMAN HERRELL & SKILLMAN  
A Professional Corporation  
Attorneys for Applicant  
  
John S. Child, Jr.  
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08/02/2004 CNGUYEN 00000007 10037630

02 FC:2251 55.00 DP

Date: July 26, 2004

JUL 30 2004

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL**  
**for FY 2004**

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT (\$)** **440.00****Complete if Known**

Application Number	10/037,630
Filing Date	January 3, 2002
First Named Inventor	J. Blake Scott
Examiner Name	Paul D. Marcantoni
Art Unit	1755
Attorney Docket No.	72425.0105

**METHOD OF PAYMENT (check all that apply)**☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit  
Account  
Number  
Deposit  
Account  
Name

04 - 1406

Dann Dorfman Herrell and  
Skillman

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
<b>SUBTOTAL (1)</b>				<b>(\$)</b>	<b>0</b>

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

		Extra Claims		Fee from below		Fee Paid	
Total Claims		-20** =		X		=	
Independent Claims		-3** =		X		=	
Multiple Dependent						=	

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
<b>SUBTOTAL (2)</b>				<b>(\$)</b>	<b>0</b>

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	55.00
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	385.00
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$)** **440.00****SUBMITTED BY**

(Complete if applicable)

Name (Print/Type)	John S. Child, Jr.	Registration No. (Attorney/Agent)	28,833	Telephone	215-563-4100
Signature	<i>John S. Child, Jr.</i>	Date	July 26, 2004		

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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